

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **State Treasurer v Patrick E Fender**

Docket No. **299004**

L.C. No. **08-010550-CZ**

David H. Sawyer, Chief Judge Pro Tem, acting under MCR 7.203(F)(1), orders:

The delayed application for leave to appeal is **DISMISSED** for lack of jurisdiction because it was not filed within 12 months after entry of the February 4, 2009 order that appellant seeks to appeal. MCR 7.205(F)(3).

The motion to waive fees is **DENIED** as moot in light of appellant's subsequent payment of the full \$375 entry fee.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

AUG 10 2010

Date

Sandra Schultz Mengel
Chief Clerk